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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

8+

Application Number	10/717,399
Filing Date	November 19, 2003
First Named Inventor	Randall J. Huebner
Art Unit	3732
Examiner Name	Unknown
Total Number of Pages in This Submission	ACM 371

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement (Second Supplemental)  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):  1. PTO Forms (5) 2. Copies of References (8)
<input type="checkbox"/> Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	James R. Abney		
Date	October 24, 2005	Reg. No.	42,253

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Lisa Holstein	Date	October 24, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: October 24, 2005

RANDALL J. HUEBNER

Serial No. : 10/717,399 Group Art Unit 3732

Filed : November 19, 2003

For : BONE PLATES WITH REFERENCE MARKS

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98**

Applicant is submitting this Second Supplemental Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent and Trademark Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 form(s). The filing of this Second Supplemental Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicant respectfully requests that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

## CONTENT OF DISCLOSURE

This Second Supplemental Information Disclosure Statement includes (1) five pages of PTO-1449 forms, and (2) a legible copy of each foreign and non-patent reference, if any, listed on the form(s). However, because this application was filed on or after July 1, 2003, no copies of U.S. patents or published U.S. patent applications are included.

## TIMING OF DISCLOSURE / FEE INFORMATION

This Second Supplemental Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, either (1) before the mailing of a first Office action on the merits, or (2) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Second Supplemental Information Disclosure Statement.

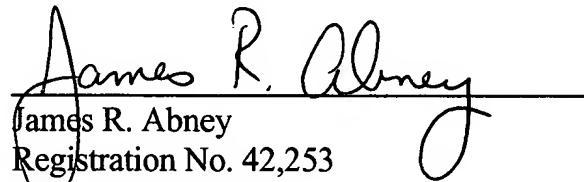
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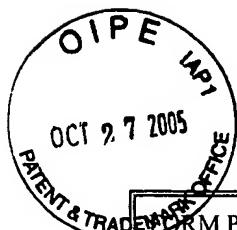
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on October 24, 2005.

  
Lisa Holstein

Respectfully submitted,

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SHEET 1 OF 5

INFORMATION DISCLOSURE CITATION IN AN APPLICATION		DOCKET NUMBER ACM 371	APPLICATION NUMBER 10/717,399	
		APPLICANT(S) Randall J. Huebner		
		FILING DATE November 19, 2003	GROUP ART UNIT 3732	
U.S. PATENT DOCUMENTS				
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS
	1,789,060	1/13/31	Weisenbach	
	4,730,608	3/15/88	Schlein	
	4,923,471	5/8/90	Morgan	
	5,013,315	5/7/91	Barrows	
	5,129,899	7/14/92	Small et al.	
	5,423,826	6/13/95	Coates et al.	
	5,658,283	8/19/97	Huebner	
	5,720,502	2/24/98	Cain	
	5,902,304	5/11/99	Walker et al.	
	5,928,234	7/27/99	Manspeizer	
	6,053,915	4/25/00	Bruchmann	
FOREIGN PATENT DOCUMENTS				
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS
	EP 1 250 892 A3/A2	9/3/03	EPO	
	WO01/21083 A1	3/29/01	WIPO	
	WO01/62136 A3	8/30/01	WIPO	
OTHER DOCUMENTS				
	<i>Biomechanical Evaluation of the Schuhli Nut</i> , Kolodziej, et al., <u>Clinical Orthopaedics and Related Research</u> , Vol. 347, pp. 79-85, February 1998.			
	Internal Fixation in Osteoporotic Bone, An, Y.H., p. 83, 2002.			
EXAMINER		DATE CONSIDERED		

FORM PTO-1449  INFORMATION DISCLOSURE CITATION IN AN APPLICATION	DOCKET NUMBER ACM 371	APPLICATION NUMBER 10/717,399
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## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	6,129,728	10/10/00	Schumacher et al.			
	6,224,602	5/1/01	Hayes			
	6,302,883	10/16/01	Bono			
	6,379,364	4/30/02	Brace et al.			
	6,503,250	1/7/03	Paul			
	6,547,790	4/15/03	Harkey et al.			
	6,592,578	7/15/03	Henniges et al.			
	6,623,487	9/23/03	Goshert			
	6,695,846	2/24/04	Richelsoph et al.			
	6,682,533	1/27/04	Dinsdale et al.			
	6,793,658	9/21/04	LeHuec et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES	NO

## OTHER DOCUMENTS

	Zespol Bone Screws, in <u>Mikromed</u> – Catalogue 2004 (November 2004), available at <a href="http://www.mikromed.pl/katalog/Main/main_eng.htm">http://www.mikromed.pl/katalog/Main/main_eng.htm</a> and <a href="http://www.mikromed.pl/katalog/zespol_eng/wkrety.htm">http://www.mikromed.pl/katalog/zespol_eng/wkrety.htm</a> .
	Zespol Bone Plates, in <u>Mikromed</u> – Catalogue 2004 (November 2004), available at <a href="http://www.mikromed.pl/katalog/Main/main_eng.htm">http://www.mikromed.pl/katalog/Main/main_eng.htm</a> and <a href="http://www.mikromed.pl/katalog/zespol_eng/plytki.htm">http://www.mikromed.pl/katalog/zespol_eng/plytki.htm</a> .
	SmartLock Locking Screw Technology, advertisement, <u>The Journal of Hand Surgery</u> , Vol. 30A, No. 1, January 2005.

EXAMINER	DATE CONSIDERED

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	6,858,031	2/22/05	Morrison et al.			
	6,866,665	3/15/05	Orbay			
	6,893,444	5/17/05	Orbay			
	2003/0040748 A1	2/27/03	Aikins et al.			
	2003/0149434 A1	8/7/03	Paul			
	2004/0102775 A1	5/27/04	Huebner			
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	2004/0102778 A1	5/27/04	Huebner et al.			
	2004/0116930 A1	6/17/04	O'Driscoll et al.			
	2004/0127901 A1	7/1/04	Huebner et al.			
	2004/0127903 A1	7/1/04	Schlapfer et al.			
	2004/0153073 A1	8/5/04	Orbay			
	2004/0193164 A1	9/30/04	Orbay			

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	2004/0193165 A1	9/30/04	Orbay			
	2004/0220566 A1	11/4/04	Bray			
	2004/0260291 A1	12/23/04	Jensen			
	2004/0260292 A1	12/23/04	Orbay et al.			
	2004/0260293 A1	12/23/04	Orbay et al.			
	2004/0260294 A1	12/23/04	Orbay et al.			
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	2005/0049593 A1	3/3/05	Duong et al.			
	2005/0065524 A1	3/24/05	Orbay			
	2005/0065522 A1	3/24/05	Orbay			
	2005/0065523 A1	3/24/05	Orbay			
	2005/0065524 A1	3/24/05	Orbay			
	2005/0065528 A1	3/24/05	Orbay			

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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	2005/0085818 A1	4/21/05	Huebner			
	2005/0085819 A1	4/21/05	Ellis et al.			
	2005/0131413 A1	6/16/05	O'Driscoll et al.			
	2005/0159747 A1	7/21/05	Orbay			
	2005/0165395 A1	7/28/05	Orbay et al.			
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	2005/0182405 A1	8/18/05	Orbay et al.			
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	2005/0234458 A1	10/20/05	Huebner			

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